1 FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P. 2 Charles E. Lipsey (pro hac vice) Edna Vassilovski (pro hac vice) 1300 I Street, N.W., Suite 700 Washington, D.C. 20005-3315 3 Telephone: (202) 408-4000 Facsimile: (202) 408-4400 5 Thomas W. Banks (SBN 195006) 6 John W. Burns (SBN 190031) 700 Hansen Way Palo Alto, CA 94304 Telephone: (650) 849-6600 8 Facsimile: (650) 849-6666 9 WRIGHT & L'ESTRANGE John H. L'Estrange, Jr. (SBN 49594) Joseph T. Ergastolo (SBN 137807) 10 701 "B" Street, Suite 1550 San Diego, California 92101-8103 11 Telephone: (619) 231-4844 Facsimile: (619) 231-6710 12 13 Attorneys for Defendant Vysis, Inc. UNITED STATES DISTRICT COURT 14 SOUTHERN DISTRICT OF CALIFORNIA 15 0 99CV 2668H (AJB) Case No.: 16 GEN-PROBE, INCORPORATED, 17 Plaintiff. CERTIFICATE OF SERVICE 18 19 VYSIS, INC., 20 Defendant. 21 22 23 24 25 26

27 28

CERTIFICATE OF SERVICE

^	
2	I, the undersigned, declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; my business address is 4665 Park Blvd., San Diego, California 92116; and that I served the below-named persons the following documents:
4	VYSIS' OPPOSITION TO GEN-PROBE'S MOTION FOR PARTIAL SUMMARY JUDGMENT
6	DECLARATION OF THOMAS W. BANKS IN SUPPORT OF VYSIS' OPPOSITION TO GEN-PROBE'S MOTION FOR PARTIAL SUMMARY JUDGMENT
8	DECLARATION OF DR. DAVID H. PERSING IN SUPPORT OF VYSIS' OPPOSITION TO GEN-PROBE'S MOTION FOR PARTIAL SUMMARY JUDGMENT
9	DEFENDANT'S STATEMENT OF DISPUTED FACTS IN OPPOSITION TO PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT
l1 l2	NOTICE OF LODGMENT OF CASE AUTHORITY NOT IN OFFICIAL REPORTER SYSTEM INSUPPORT OF DEFENDANT VYSIS' OPPOSITION TO GEN-PROBE'S MOTION FOR PARTIAL SUMMARY JUDGMENT
13	in the following manner:
14	1 By personally delivering copies to the person served.
15 16	 By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail postage prepaid) copies to the person served at the place where the copies were left
17 18	3. By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years or
19 20	age, who was informed of the general nature of the papers, and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
21	By placing a copy in a separate envelope, with postage fully prepaid, for each addres named below and depositing each in the U.S. Mail at San Diego California on Mary
22	25, 2001. COOLEY GODWARD LLP Plaintiff's Counsel
23 24	Stephen P. Swinton, Esq.
25	Patrick Maloney, Esq. 4365 Executive Drive, Suite 1100
25 26	San Diego, CA 92121-2128 Telephone: (858) 550-6000 Facsimile: (858) 453-3555

CONTROL SOCIETION

26 27 28 GEN-PROBE INCORPORATED R. William Bowen, Jr. 10210 Genetic Center Drive San Diego, CA 92121-4362 Telephone: (858) 410-8918 Facsimile: (858) 410-8637

6

Plaintiff's Counsel

Executed on May 25, 2001, at San Diego, California.

DIVERSIFIED LEGAL SERVICES

6 nl -

3